BENJAMIN ZAZUETA
METROPOLITAN CORRECTIONAL CENTER
808 UNION ST.
SAN DIEGO CA. 92101

FILED
JUL 7 2008
CLERK, U.S. DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA
BY TM DEPUTY

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

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| UNITED STATES OF AMERICA<br>Plaintiff<br><br>VS<br><br>BENJAMIN ZAZUETA<br>Defendant | CASE NO.: 08CR00896<br><br>WRIT OF HABEAS<br><br>DATE: JUNE 12, 2008<br><br>JUDGE: HILLARY HUFF |

TO: KAREN P. HEWITT, UNITED STATES ATTORNEY, AND CARLOS CANTU, ASSISTANT UNITED STATES ATTORNEY.

PLEASE TAKE NOTICE that on June 23rd or as soon thereafter as defendant may be heard, the

cc: Δ atty
ausa
TM 7/7/08

defendant BENJAMIN ZAZUETA by pro-se hereby asks this Court to enter an order granting a writ of habeas

1) IN THAT THE GOUERMENT HAS FAILED TO COMMENCE TRIAL WITHIN THE ESPECIFY STATUTORY LIMITS AS SET FORTH IN THE UNITED STATES CONSTITUTION

2) AND THAT THE GOUERMENT HAS FURTHER VIOLATED DEFENDANT RIGHT TO DUE PROCCES IN THAT DEFENDANTS HAS BEEN INCARCERATED IN IN EXCESS OF 100 DAY WITH OUT BEING INDICTED AND WITHOUT THE BENEFIT OF ADEQUATE LEGAL REPRESENTATION.

3) ON THE ABILITY OR MEANS TO POST ANY TYPE

OF MONETARY BAIL AND THE DEFENDANT ASKS THIS COURT TO ORDER DEFENDANTS RELEASE FROM CUSTODY PENDING A FINAL DISPOSITION IN THE ABOVE ENTITLED CASE THAT IS NOW BEFORE THE COURT AND ANY OTHER RELIEF THAT THE COURT DEEMS JUST AN PROPER

RESPECFULLY SUBMITTED

JUNE 12, 2008

BENJAMIN ZAZUETA
DEFENDANT PRO-SE